

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Smith	Art Unit:	TBD
Serial No.:	National Stage application under 35 U.S.C. § 371 of PCT/US03/41391	Examiner:	TBD
Filing Date:	June 15, 2005	Customer No.	23483
Title:	<b>Coated Particles for Sustained-Release Pharmaceutical Administration</b>	Conf. No.	TBD

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO CORRECT PRIORITY UNDER 37 C.F.R. § 1.182**

Dear Sir:

Applicant hereby petitions under 37 C.F.R. § 1.182 to correct the priority of the above-referenced application.

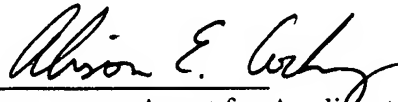
When PCT application number PCT/US03/41391 was filed, one of the priority claims was listed incorrectly. Provisional application serial number 60/435,448, filed December 20, 2002, was incorrectly listed as serial number 60/435,488 on the Transmittal Letter to the United States Receiving Office.

Applicant has included the correct priority claim to provisional application serial number 60/435,448 on the Application Data Sheet enclosed with this filing of the national stage application under 35 U.S.C. § 371 of PCT/US03/41391. Accordingly, Applicant submits that according to 37 C.F.R. § 1.78(a)(2)(iii), this fact satisfies the requirement under 37 C.F.R. § 1.78(a)(2)(ii) that if the later-filed application is a nonprovisional application which entered the national stage from an international application after compliance with 35 U.S.C. § 371, this reference must also be submitted within the later of four months from the date on which the national stage commenced under 35 U.S.C. § 371(b) or (f) in the later-filed international application or sixteen months from the filing date of the prior-filed application.

For the convenience of the office, a copy of provisional application serial number 60/435,448 is enclosed with this petition.

Please charge our Deposit Account No. 08-0219 the petition fee of \$400.00 as set forth in 37 C.F.R. § 1.17(f). No other fees are believed to be due for the submission of this petition; however, please charge any underpayments or credit any overpayments in connection with the submission of this petition to Deposit Account No. 08-0219.

Respectfully submitted,



Attorney or Agent for Applicant

Alison E. Corkery

Reg. No. 52,770

**Date: June 15, 2005**

WILMER CUTLER PICKERING

HALE AND DORR LLP

60 State Street

Boston, MA 02109

Tel: (617) 526-6000

Fax: (617) 526-5000

JC20 Rec'd PCT/PTO 1 5 JUN 2005


 Commissioner for Patents  
 Washington, DC 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
60/435,448	12/20/2002		80	TJS-007			

CONFIRMATION NO. 2387

 Lisa M. Portscher  
 15 Braeburn Road  
 Hyde Park, MA 02136

## FILING RECEIPT



\*OC000000009576584\*

Date Mailed: 02/28/2003

Receipt is acknowledged of this provisional Patent Application. It will not be examined for patentability and will become abandoned not later than twelve months after its filing date. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Thomas J. Smith, Weston, MA;

If Required, Foreign Filing License Granted: 02/27/2003

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Large crystalline formulations for sustained release delivery of anti-Parkinson agents

**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING

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#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

JC20 Rec'd PCT/PTO 1 5 JUN 2005

VERIFICATION OF MAILING BY EXPRESS MAIL

I, LISA M. PORTSCHER, state that I have mailed the documents identified on the attached Transmittal Form/Cover Sheet to the U.S. Patent and Trademark Office, addressed to the Commissioner for Patents, Washington, D.C. 20231, via Post Office to Addressee, Label No. EU 792050075, at the HYDE PARK, MA Post Office. I have made this verification after depositing the correspondence, but within one business day after depositing the correspondence.

EU 792050075 US

  
(Signature)

Date of Signature: 12/20Time of Signature: 11:30 AMDate of Deposit: 12/20Time of Deposit: 10:34 AM

Re: Application Number: Unknown

Filing Date: 12/20/02Title: Large Crystalline Formulations for Sustained Release  
Delivery of Anti-Parkinson Agents

First Named Inventor: Smith, Thomas J.

Attorney Docket Number: TJS - 007

Filed by: Lisa M. Portscher

10/538589

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. Department of Commerce

2005

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# PROVISIONAL APPLICATION FOR PATENT COVER SHEET

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 CFR 1.53(c).

Express Mail Label No. **EV792050075**

INVENTOR(S)					
Given Name (first and middle (if any))		Family Name or Surname		Residence (City and either State or Foreign Country)	
Thomas J.		Smith		Weston, MA	
<input type="checkbox"/> Additional inventors are being named on the _____ separately numbered sheets attached hereto					
TITLE OF THE INVENTION (500 characters max)					
Large Crystalline Formulations for Sustained Release Delivery of Anti-Parkinson Agents					
Direct all correspondence to: CORRESPONDENCE ADDRESS					
<input type="checkbox"/> Customer Number <input type="text"/> → OR Type Customer Number here					
<input checked="" type="checkbox"/> Firm or Individual Name		Lisa M. Portscher PATENT TRADEMARK OFFICE			
Address		15 Braeburn Road			
Address					
City	Hyde Park	State	MA	ZIP	02136
Country	USA	Telephone	617-361-5434	Fax	
ENCLOSED APPLICATION PARTS (check all that apply)					
<input checked="" type="checkbox"/> Specification Number of Pages		<input type="text"/> 16		<input type="checkbox"/> CD(s), Number <input type="text"/>	
<input type="checkbox"/> Drawing(s) Number of Sheets		<input type="text"/>		<input type="checkbox"/> Other (specify) <input type="text"/>	
<input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76					
METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.				FILING FEE AMOUNT (\$)	
<input checked="" type="checkbox"/> A check or money order is enclosed to cover the filing fees					
<input type="checkbox"/> The Commissioner is hereby authorized to charge filing fees or credit any overpayment to Deposit Account Number: <input type="text"/>				\$80.00	
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.					
<input checked="" type="checkbox"/> No.					
<input type="checkbox"/> Yes, the name of the U.S. Government agency and the Government contract number are: _____					

Respectfully submitted,

SIGNATURE

*Lisa M. Portscher*

TYPED or PRINTED NAME Lisa M. Portscher

TELEPHONE 617-361-5434

Date

12/20/02

REGISTRATION NO.  
(if appropriate)  
Docket Number:

N/A

TJS-007

## USE ONLY FOR FILING A PROVISIONAL APPLICATION FOR PATENT

This collection of information is required by 37 CFR 1.51. The information is used by the public to file (and by the PTO to process) a provisional application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the complete provisional application to the PTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Box Provisional Application, Assistant Commissioner for Patents, Washington, D.C. 20231.

JC20 Rec'd PCT/PTO 15 JUN 2005  
PTO/SB/17 (10-02)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL

for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 80.00

Complete if known  
107338589

Application Number  
Filing Date 12/20/2002  
First Named Inventor Smith, Thomas J.  
Examiner Name Unknown  
Art Unit Unknown  
Attorney Docket No. TJS-007

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number  
Deposit Account Name

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application.  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	80.00
SUBTOTAL (1) (\$ )			80.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* =  X  =   
Independent Claims  -3\*\* =  X  =   
Multiple Dependent  =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 400	2252 200	Extension for reply within second month	
1253 920	2253 460	Extension for reply within third month	
1254 1,440	2254 720	Extension for reply within fourth month	
1255 1,960	2255 980	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,280	2453 640	Petition to revive - unintentional	
1501 1,280	2501 640	Utility issue fee (or reissue)	
1502 460	2502 230	Design issue fee	
1503 620	2503 310	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 740	2809 370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 740	2810 370	For each additional invention to be examined (37 CFR 1.129(b))	
1801 740	2801 370	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0.00

## SUBMITTED BY

Name (Print/Type) Lisa M. Portscher

Registration No. (Attorney/Agent)

N/A

(Complete if applicable)

Telephone 617-361-5434

Signature

Lisa M. Portscher

Date

12/20/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



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10/538589

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PHONE (617) 261-5434	PHONE
ZIP + 4 02136	

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com

The following have been received by the U.S. Patent and Trademark Office on the date stamped hereon:  
Patent Application Transmittal Form

- ☐ Non-Provisional ☒ Provisional ☐ Design ☐ CPA of # ☐ Reissue of #
- ☐ Divisional, ☐ Continuation, or ☐ C-I-P of Prior App. #
- ☒ Fee Transmittal Form \$ 80.00
- ☒ Applicant claims small entity status
- ☒ Specification (Total Pages 16)
- ☐ Drawing(s) (Total Sheets)
- ☐ Formal ☐ Informal
- ☐ Oath or Declaration (Total Pages)
- ☐ Newly executed (☐ original ☐ copy)
- ☐ Copy from a prior application
- ☐ Deletion of Inventors
- ☐ Application Data Sheet
- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program
- ☐ Assignment Papers (coversheet and documents)
- ☐ 37 CFR 3.73(b) Statement
- ☐ Power of Attorney
- ☐ English Translation Document
- ☐ Information Disclosure Statement, PTO-1449 and \_\_\_ copies of IDS Citations
- ☐ Preliminary Amendment
- ☐ Certified Copy of Priority Document
- ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i)
- ☐ Nucleotide and/or Amino Acid Sequence Submission
- ☐ Computer Readable Form (CRF)
- ☐ Specification Sequence Listing on:
  - ☐ CD-ROM or CD-R (2 copies); or
  - ☐ Paper
- ☐ Statements verifying identity of above copies

J1046 U.S. PTO  
60/435448



12/20/02

Title: Large Crystalline Formulations for Sustained Release Delivery of Anti-Parkinson Agents  
1st Inventor: Smith, Thomas J.  
Filed by: Lisa M. Portschner  
Date Mailed: 12/20/02  
Express Mail Label No: EU792050075  
Attorney Docket No: TJS-007